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20 MIRANDA DAIRY and  
21 GRAND CANYON DAIRY, LLC

22 **UNITED STATES DISTRICT COURT**  
23 **NORTHERN DISTRICT OF CALIFORNIA**  
24 **EUREKA-MCKINLEYVILLE DIVISION**

25 MIRANDA DAIRY, a California  
26 Partnership; and GRAND CANYON  
27 DAIRY, LLC, a Texas Limited Liability  
Company, and;

Plaintiffs,

vs.

HARRY SHELTON LIVESTOCK, LLC, a  
Tennessee Limited Liability Company,  
and HARRY SHELTON, individually.

Defendants.

Case Number: 1-18-cv-06357 RMI

**STIPULATION REQUESTING  
CONTINUANCE OF HEARING ON  
MOTION TO DISMISS**

STIPULATION TO CONTINUE  
HEARING ON MOTION TO  
DISMISS

Case No: 1-18-cv-06357-RMI  
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1 WHEREAS, on November 14, 2018 Defendants' Counsel filed Defendants  
2 First Motion to Dismiss and identified hearing of aforesaid motion to be held on  
3 January 8, 2019 at 10.00 a.m. at the Eureka courthouse; and

4 WHEREAS, Lead Counsel with respect to the Motion to dismiss, Jason Astle,  
5 as well as co-counsel Jeffrey Springer have an evidentiary hearing scheduled for  
6 January 8, 2019, in Colorado State court (Arapahoe County District Court case  
7 number 2014CV31980), and Jason Astle has an evidentiary hearing in Weld County  
8 Probate Court in Colorado (case number 18PR30754) on January 9, 2019, and Jason  
9 Astle has a 4-day Jury Trial scheduled to commence on January 22, 2019 (Jefferson  
10 County District Court, Colorado case number 18CV30163), Lead Counsel for  
11 Plaintiffs is not available to appear in person on January 8, 2019, before this court.

12 WHEREAS, opposing counsel has agreed to a stipulated continuance of the  
13 hearing date;

14 THEREFORE, it is hereby jointly stipulated by all parties that the currently  
15 set date of January 8, 2019, at 10:00 a.m. in the Eureka courthouse, for the hearing  
16 on Defendants' First Motion to Dismiss pursuant to F.R.C.P. 12(b)(2), (6) be  
17 continued to Tuesday, January 29, 2019 at 10:00 a.m. in the Eureka courthouse.

18 IT IS SO STIPULATED,

19 Date: December 10, 2018

20 SPRINGER & STEINBERG, P.C.

21 /s/ Jason C. Astle  
22 Jason C. Astle

23 Jeffrey A. Springer  
24 *Appearance Pro Hac Vice*  
25 *Attorneys for Plaintiffs*

26 STIPULATION TO CONTINUE  
27 HEARING ON MOTION TO  
DISMISS

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1  
2 Date: December 10, 2018

MAIRE & DEEDON

3 /s/ Wayne H. Maire  
4 Wayne H. Maire  
5 *Attorneys for Defendants*

6 PURSUANT TO STIPULATION IT IS HEREBY ORDERED that the  
7 currently set date of January 8, 2019, at 10:00 a.m. in the Eureka courthouse for  
8 the hearing on Defendants' First Motion to Dismiss be continued three weeks to  
9 January  
10 Tuesday, 29, 2019, at 10:00 a.m. in the Eureka courthouse.

11  
12 IT IS SO ORDERED

13  
14 Dated: December 11, 2018

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17 HONORABLE ROBERT M.. ILLMAN  
18 United States Magistrate Judge  
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